App. F. IX-4

1932 9

File No. 155–29

Previous References
VP 27-27, (5–10, 12, 14, 15 & 16) (LB)
VP 80-29–1

Serial Nos. 1 & 2

Later References
Legis 34-30-1–6.

General and Revenue Secretariat.

Serial Nos. two only

Part B for ~~May~~ July 31

SUBJECT.

Amendment of sections 1 & 3 of the Mysore Village Panchayet Regulation II of 1926 so as to empower Government to take power to order the exclusion of an area from the operations of the Regn and place it under the control of the Sanitary Board

For orders Vide Legis 5–30–1.

(For Disposal by Circulation.)

No. C. 291

1929-30

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Draft Bill to amend sections 1 & 3 of the Mysore Village Panchayet Regulation, II of 1926.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

M. D. Rama Rao

Chief Secretary to Government.

10th May 1930.

~~Extraordinary Member of Council~~

G297 14/5 **First Member of Council.** 14-5-30

Second Member of Council.

1156 14/5 **Third Member of Council.** This can I suppose be combined with the other bill to amend the same Act. vide cl file 290 of 1929-30 14/5/30

14/5

Serial No.

1. Letter no. C 15 Dy 17.2.30. Head Salem BO 2.2.7. forwarded for sanction the Board's resolution Dy 20.12.29 to remove the Sowcarpettah & Nachalapalli villages near Rasipuram may be removed from the operation of the V-P. Reg.n and brought under the direct administration of the Salem B.d.

The object of the proposal is said to be to have a more effective control over Sanitation and prevention of epidemics. A similar proposal had been made for the removal of ~~Rasipuram~~ from the operation of the V-P- Reg.n. ~~Both the proposal may perhaps be considered together~~ The present proposals relates to only a small area of 3½ acres & may be referred to the Revenue for opinion in the first instance. Sd.

4pr 27.2.30 2/ The question of exclusion of any area within the Kolar Gold Fields Salem Bd

Note—Contn. Sheet

WD 066—GPB—30,000—26-7-29

Serial No.

area from the operation of the V. P. Regn is not permissible under the V. P. Regn. It appears sufficient to allow the Board to levy lighting, conservancy and other taxes which are now levied by Village Panchayets. Even Robertsonpet area forms part of one or two Rev villages and a village Panchayet has to be constituted therefor. This is the only course open as you have vide your order no L1248-57 dt. P(B)-27=16 dated 15.9.29 decided that the area under the Board can not be excluded from the operation of the V. P. Regn and full control over sanitation is vested in the Board, the Panchayets contributing one-third of the income from compulsory taxes to the Board.

28/12/30

4) List of villages included in the Salem B'd area is put up. (Vide Flag 5) Sonkoppa & Nachikalli are among the villages included

3) When put up Rules specifying the villages included in the Salem area & whether these 2 villages are specially mentioned may be examined & brief idea given in the Rules as to extending the area as we may intend an area under V.P. Regn when any village is included.

1/5/30

Note—Continue Sheet

WD 066—GPB—30,000—26-7-29

1.3.30

Serial No.

5 So long as the 2 places remain as villages, they have perhaps to be treated as coming under Panchayet Regulation. There seems to be no harm in adding these 2 villages to Robertsonpet area by extending the boundary of that area so as to include these 2 villages - But ~~No Comment~~ it seems that in this event a notification will have to be published with objections if any to the villagers amalgamating themselves in the Robertsonpet area - The Board may be asked whether this may not be done. The proposal to treat them as villages & to treat them for administrative purposes as forming part of Robertsonpet area may not be acceptable in the face of the recent decision of Govt:-

Ch Secy)

ZB
3/3/30.

CHIEF SECRETARY. 3 MAR. 1930

6. The papers leading to the issue of the G.O of 15 July 1929 may be put up

neg
Ld 3
ZB

7. V.P. file no 27-27 leading to G.O no 1248 ST dy 15-8-29 is put up

Note—Contn. Sheet

WD 066—GPB—30,000—26-7-29

CHIEF SECRETARY. 10 MAR. 1930

10/3

Ch Secy)

Flag K
ZB
10/3

Serial No.

8 Mr. Ch Ley enquired if the Collectors per area is exclusive of the villages in the Schedule attached to the order of 1916 or is comprised of any of the villages therein mentioned. The letter from the Revenue Secretary to Govt explains the situation.

Ch Ley) 29/1/4.

CHIEF SECRETARY 2 APR 1930

Returned for further action as per personal discussion with Secretary to Govt

29/8/4

9 The removal of the 2 villages from the K D and inclusion of them under the administration of a Land Rd area may perhaps be best effected by the amendment of the definition of the village as follows:—

10 "(10) 'village' means a local area recognised by Govt. from time to time as a village for purposes of collection of land revenue & includes a dakle village and an alienated village, but does not include a local area placed under the direct administration of a Municipality, or District Council or Land Rd."

Ch Ley) 29/8/4

Note—Contn. Sheet

WD 066—GPB—30,000—26-7-29

Serial No.

11

The present position is that the K. G. D area comprises a number of villages to all of which both the Village Panchayet Regulation and the North Arcot Regulation IV of 1906 apply. Even the urban areas, such as Robertsonpet, are nothing more than a collection of villages and according to the strict application of the law, village Panchayets have to be constituted for these areas also. But such a step would be impracticable. The existing distinction between areas directly administered by the Board and areas ~~under the control~~ administered by Panchayets under the general control of the Board is both useful and necessary. In order to regularise this arrangement, it is suggested that the definition of village in V. P. Regulation be amended as follows

12 "a village means a local area recognised by Govt as a village for purposes of collecting the land revenue and includes a double village and an alienated village but does not include a local area which is constituted as a municipality or which is placed by an order of Govt, under the direct control of a sanitary Board."

Legal Member 12/4

7233/14/4

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

13 15/4

Serial No.

4

The amendment of the Rules will have to be considered in Council. Meanwhile putting a draft bill & statement of objects & reasons. The file will then with the approval of the Chief Secretary be sent up to the Council Secretariat. Meanwhile see the standing orders & take further steps. Also perhaps the President of the Club may be informed of what is intended. Meanwhile a draft regarding this also 22/4

15— Two copies sent for approval 25 26/4/30 16 Meanwhile the draft approved. 21/4

17. Typed copies sent. 22/4 18 Drafts are submitted for consideration. This will be sent to the Council Secretariat for further necessary action after approval. 22/4

19 cbs 23/4 p.m. 23/4

20 25-4-30

Advocate General

Draft to the Hon'ble Minister for Finance for approval 25/4

Draft approved by the Hon'ble Minister for Finance 25/4

DEWAN'S OFFICE 25. APR. 1930 No. 1259

OFFICE OF THE SECOND COUNCIL 22 APR. 1930 No. 7995

4046/28/4.

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

General and Revenue Secretariat

File No. 155 of 1929.

Serial No. 2

Press Secy Bd Kg 7. Hon 28th Ap 30. 4. 30. States that the proposal requires consideration of the Govt Regn & that necessary action is being taken.

22 Resend after issue for being sent to Secretariat

Secy 30.4.30 AS

Secy 11/5/30

Secy. Mr Mathew Law & Comp. type a draft

mcs 23/5

May be sent accordingly to the Law Dept

Law Dept) mcs 5/5

[illegible]

Law Dept)

Please put up a typed draft of the Bill as revised

mcs 6/5

A revised draft Bill is submitted for consideration-

Secy) mcs 7/5

Yes. Secy finalise revised & no fresh draft is put up

D. mcs 8/5

W 9/5

15 in Hand 8.5.30

Note—Contn. Sheet

CHIEF SECRETARY 9 MAY 1930

Circulate mcs 10/5

Secy with Comts

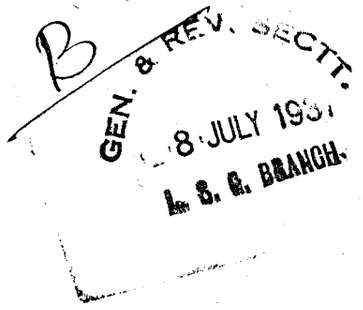
WD 666—GPE—80,000—26-7-29

4695

Action has been taken separately by consolidating the Bill
vide Legn Dept S-304

Papers may be received

B2
7/7



8.7.31

~~Amendment.~~

Whereas it is expedient further to amend the Mysore Village Panchayet Regulation, II of 1926; It is hereby enacted as follows:-

1. To sub-section (2) of Section 1, the following proviso shall be added:

"Provided that the Government may, by Notification in the Official Gazette, exclude from the operation of this Regulation any village forming part of the local area under the administration of a Sanitary Board constituted under the provisions of the Mysore Mines Regulation, IV of 1906".

or villages constituted into a Municipality under the Municipal Regulation, 1906, or ~~VII of 1906~~

vide fresh draft Dt. 8/5/

2. In Section 3, for clause (10) the following clause shall be substituted:

" (10) "Village" means a local area recognised by Government as a village for purposes of collecting the land revenue and -- includes a dakle village and an alienated village, but does not include a local area which is constituted as a Municipality or a village which is, under the proviso to sub-section (2) of section 1, excluded from the operation of this Regulation.

7/5/30

WH No. 5-23

G. R. S. III—3]

ROUTINE NOTES.

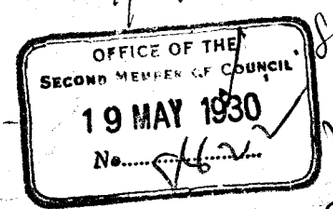
[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted

The 2nd Member desires that before submission of the file to His Highness A (Combined) Draft bill including the amendments proposed in this & the linked file may be put up to him.

(Final Note put up)

Recd 17/5/30



17/5

A consolidated bill with a revised draft of general principles relating thereto is submitted

2nd Member

17/5

N. B.—Should routine notes be written on small slips the notes must be cipoed, or slips pasted on this form

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

Submitted.

In regard to the introduction of a provision in the Village Panchayet Regulation for distinguishing between areas directly administered by the Sanitary Board and the areas administered by Panchayets under the control of the Board, the draft copy of the Bill as revised by the Law Secretary and approved for being placed before the Representative Assembly does not appear to be suitable in that it wholly excludes the villages under the control of the Sanitary Board from the operation of the Regulation.

2. The main object of the Legislation in the file, namely, that the Government may take power to order the exclusion of an area from the operation of the Regulation and place it under the direct control of the Sanitary Board is not achieved by the revised draft.

3. The Chief Secretary therefore considers that the Bill as first revised by the Protection Branch may be substituted for the Bill further revised in the Law Secretariat and which was circulated to the Council.

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

WD 1880—GPB—1,50 000—2-5-24

No. C. 15 — 29-30

Encls. 3.

Dated, Champion Reefs, 17th February 1930.

4246.

From

A. V. Ramanathan, Esquire, B.A.,

President, Sanitary Board, Kolar Gold Fields,

CHAMPION REEFS.

2 B 155 — 29 — 1

To

R. Ranga Rao, Esquire, B.A., B.L.,

General Secretary to the Government of
His Highness the Maharaja of Mysore,

B a n g a l o r e.

PG 24/2/30

SIR,

I have the honour to state that the question of bringing certain suburbs contiguous to Robertsonpet Town under the direct administration of the Sanitary Board, with a view to have more effective control in regard to sanitation and prevention of epidemics, has been under the consideration of the Board for the past some time. In their meeting held on the 23rd August 1929, the Board appointed a Sub Committee to examine the question and to make recommendations. Since then the Sub Committee have met once and as a preliminary step they are of the opinion that Sonnakuppam and Nachakapalli which are contiguous to Robertsonpet and are indistinguishable from it, might be immediately brought under the direct administration of the Board.

The matter was further considered by the Board at their meeting held on 30th December 1929, when it has been resolved that these two areas might be removed from the operation of the Village Panchayet Regulation and brought under the direct administration of the Board in the same way as Robertsonpet with rates of taxation similar to those in force, Thus.

Name of the village.	Area of the village site.	Population.	Number of houses.	Assessed taxes under V.T. Regulation.	Existing facilities provided at the cost of the Sanitary Board.	Remarks.
1.	2.	3.	4.	5.	6.	7.
1. Sonnakuppam	2 acres.	649.	103.	Rs.247-8-0.	1. Electric lights 2. Water taps and daily conservancy.	
2. Nachakapalli	1¼ do.	186.	30.	Rs.104-12-0.	1. Water tap and daily conservancy.	

Statistics relevant in this connection pertaining to Sonnakuppam and Nachakapalli are noted in the margin.

A sketch of the locality is enclosed for reference.

In the circumstances I request you to obtain the sanction of Government to the enclosed resolution of the Board.

A copy of the proceedings of the Sub Committee, referred to in para 1 above is also enclosed for reference.

I have the honour to be,

Sir,

Your most obedient Servant,

For President,
K.G.F. Sanitary Board.
18/2

E x t r a c t

from the Proceedings of the Third Ordinary Meeting of the K.G.F. Sanitary Board, held on Friday the 20th December 1929.

----:O:----

* * *

24.A. Resolved that Sonnakuppam and Nachakapalli which are contiguous to Robertsonpet and are indistinguishable from it be similarly removed from Village Panchayet Control and brought under the full direct administration of the Sanitary Board with similar rate of taxation.

* * * *

Sd. A. V. Ramanathan,

President, K.G.F. Sanitary Board.

----:O:----

"E X T R A C T"

Champion Reefs,
Dated 17th February 1930.

For President,
K.G.F. Sanitary Board.

Proceedings of the Sub Committee appointed by the Board on 23rd August 1929 for examining the question of bringing Oorgaum, Sonnakuppam, Masikam villages and Andersonpet into direct administration of the Board in the same way as Robertsonpet Town, at a Sub Committee Meeting held on 22nd October 1929 at 3-30 P.M.

Members present.

1. Vice President, (Chairman)
2. Dr. L.P. Stokes, L.R.C.P. & S.
3. Mr. G. Ll. Taylor.
4. Mr. B. H. Md. Haneef,
5. Mr. V. Seetharama Naidoo.

The Chairman explained the Terms of Reference to the Sub Committee and placed certain statistics that had been collected about the population, houses, taxes etc. in respect of the said areas, before the Sub Committee, for their information. After a discussion of the subject on the information available, the Sub Committee were of the opinion

(i) that, in view of these areas being close to Robertsonpet and the Mining area, and their resources under the Village Panchayet Regulation, being strictly limited, out of all proportion to the responsibilities they had to discharge both in the matter of efficient sanitary administration and of the provision of added facilities like water supply, electric lights, improved conservancy, drinage etc., it was eminently desirable and necessary to bring them under the direct administration of the Sanitary Board,

(ii) that Machakapalli, though strictly outside the scope of the Terms of Reference, stood on the same footing as these other areas, and that if the Board agreed, it might be also brought under the direct administration of the Board,

(iii) that the case of Andersonpet, however, required further careful investigation, solely in regard

to the rights and responsibilities severally of the Government, the Sanitary Board, the Mining Companies and the Jodidar - involved in bringing this heterogenous area under the direct administration of the Board.

The Sub Committee felt that the Village Panchayets would probably be consulted, as the parties concerned, before they were divested of their control and the latter transferred to the Sanitary Board.

It was agreed in conclusion that it would be useful to inspect these areas especially Andersonpet and Oorgaum, on the morning of 24th October 1929.

(Sd.) V. Vedavyasacharya,

CHAIRMAN.

----------:O:----------

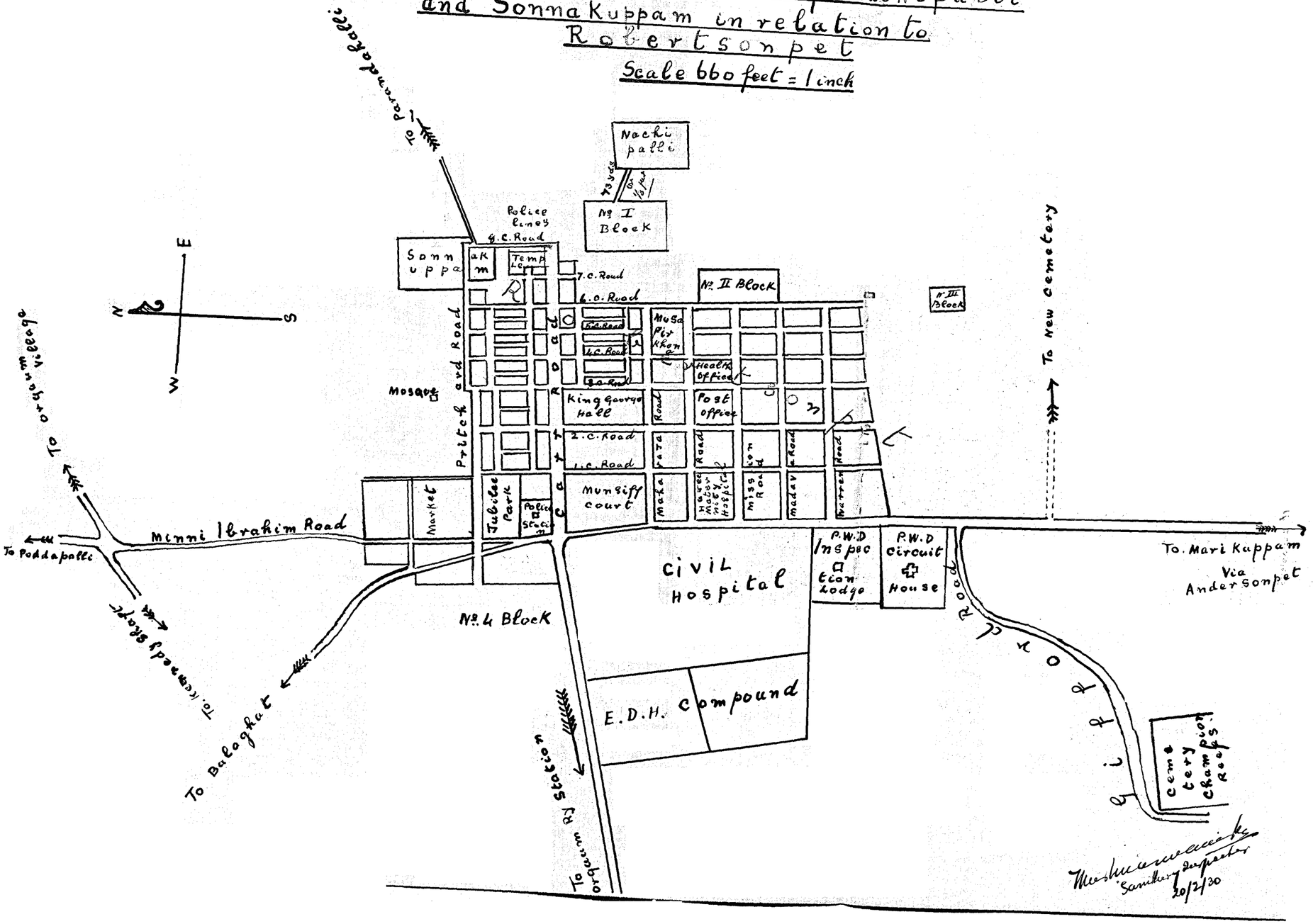
"C O P Y"

Champion Reefs,
Dated 17th February 1930.

For President,
K.G.F. Sanitary Board.

Plan Shewing the location of Nachipalli and Sonnakuppam in relation to Robertsonpet

Scale 660 feet = 1 inch



No. L. 7811/LB 155-29-2.
D. 30/4/1930

To

The President,
Sanitary Board, K.G. F.

Sir,

With reference to your letter No. C.15-29-30, dated 17th Feb. 1930, requesting sanction to the Board's resolution that the Sonnakuppam and Nachakapalli villages may be removed from the control of the Village Panchayets and brought under the direct administration of the Board, I am directed to state that the proposal requires an amendment of the Village Panchayet Regulation and that necessary action is being taken in the matter.

I have etc.,

Genl. Secy. to Govt.

22/4/30

Panchayet Regulation, II of 1926.

...

Whereas it is expedient further to amend the Mysore Village Panchayet Regulation II of 1926, it is hereby enacted as follows:-

1. To sub-section (2) of Section 1, the following proviso shall be added:

"Provided that the Government may, by notification in the Official Gazette, exclude from the operation of this Regulation any village forming part of ~~the~~ a local area under the administration of a Sanitary Board constituted under the provisions of the Mysore Mines Regulation, IV of 1906".

2. In Section 3, for clause (10) the following clause shall be substituted:

"(10) "Village" means a local area recognised by Government as a village for purposes of collecting the land revenue and includes a dakle village and an alienated village, but does not include a local area which is constituted as a Municipality or a village which is, under the proviso to sub-section (2) of section 1, excluded from the operation of this Regulation.

3. In Sub-section (1) of Section 35, the words "and loans raised by the Panchayet" shall be inserted between the word "Government" when it occurs for the second time and the words "shall be paid."

4. The following section shall be inserted after section 40 :-

"40. A. Subject to such rules as may be

prescribed, a Village Panchayet may raise loans for carrying out works of permanent utility within the area under its control. The amounts so borrowed shall be a first charge upon its revenues."

to amend the village Village Panchayet Regulation.

...

There are some difficulties in constituting Village Panchayets in the Kolar Gold Fields area. This area comprises a number of villages to all of which both the Village Panchayet Regulation and the Notification under Regulation IV of 1906 laying down rules for the special sanitation of that area apply. Even the urban areas are nothing more than a collection of villages. Strictly according to the law, Village Panchayets have to be constituted for these areas also. But such a step would be impracticable. The existing distinction between areas directly administered by the Board and areas ~~directly~~ administered by Panchayets under the general control of the Board is both useful and necessary. This involves the amendment of ~~Section 2 of Sub~~ Sub-Section (2) of ~~Section 1 and~~ Section 3 and Clause (10) of Section 3 of the Regulation.

2. At present every Panchayet has power to raise taxes for defraying the various items of expenditure. The income of some of the Panchayets is very small on account of which they are not able to undertake any important works and the building up of funds for the purpose will take a very long time. It is observed that there is accumulation of savings of Panchayets taken as a whole, a portion of which may well be utilized for issuing loans to such of the Panchayets as require funds, the loans being re-couped in instalments spread over a number of years out of their

ordinary income. The raising of loans by Panchayets or the creation of fresh charges on their revenues is not covered by the Regulation. Hence the amendment of Sub Section (1) of Section 35 and the addition of a new Section 40 (a) are necessary.

3. The draft Bill to amend the Village Panchayet Regulation has been prepared and the general principles of the Bill along with the Bill are placed before the House for an expression of their views.

village Panchayet Regulation.

.....

There are some difficulties in constituting Village Panchayets in the Kolar Gold Fields area. This area comprises a number of Villages to all of which both the Village Panchayet Regulation and the Notification under Regulation IV of 1906 laying down rules for the special sanitation of that area apply. Even the urban areas are nothing more than a collection of villages. Strictly according to the law, Village Panchayets have to be constituted for these areas also. But such a step would be impracticable. The existing distinction between areas directly administered by the Board and areas administered by Panchayets under the general control of the Board is both useful and necessary. This involves the amendment of sub-section (2) of Section 1 and Clause (10) of Section 3 of the Regulation.

2. At present every Panchayet has power to raise taxes for defraying the various items of expenditure. The income of some of the Panchayets is very small on account of which they are not able to undertake any important works and the building up of funds for the purpose will take a very long time. It is observed that there is accumulation of savings of Panchayets taken as a whole, a portion of which may well be utilised for issuing loans to such of the Panchayets as require funds, the loans being recouped in instalments spread over a number of years out of their ordinary income. The raising of loans by Panchayets or the creation of fresh charges on their revenue is not covered by the Regulation. Hence the amendment of Sub Section (1) of Section 35 and the addition of a new Section 40 (A) are necessary.

3. The draft Bill to amend the Village Panchayet Regulatic has been prepared and the general principles of the Bill along with the Bill are placed before the House for an expression of their views.

N Srinivasamurthy
for Secy to Govt
Law Dept

Bill further to amend the Mysore Village Panchayet Regulation, II of 1926.

Whereas it is expedient further to amend the Mysore Village Panchayet Regulation II of 1926; It is hereby enacted as follows:-

1. To sub-section (2) of Section I, the following proviso shall be added:-

"Provided that the Government may, by notification in the Official Gazette, exclude from the operation of this Regulation any village forming part of a local area under the administration of a Sanitary Board constituted under the provisions of the Mysore Mines Regulation, IV of 1906".

2. In Section 3, for clause (10) the following clause shall be substituted:-

"(10) "Village" means a local area recognised by Government as a village for purposes of collecting the land revenue and includes a dakle village and an alienated village, but does not include ~~an alienated village, but does not include~~ a local area which is constituted as a Municipality or a village which is, under the proviso to sub-section (2) of section 1, excluded from the operation of this Regulation.

3. In Sub-section (1) of Section 35, the words "and loans raised by the Panchayet" shall be inserted between the word "Government" when it occurs for the second time and the words "shall be paid."

4. The following section shall be inserted after section 40

"40. A. Subject to such rules as may be prescribed, a Village Panchayet may raise loans for carrying out works of permanent utility within the area under its control. The amounts so borrowed shall be a first charge upon its revenues."

M Seshamma
For Secy to Govt
Ld
Bill